

COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)

Docket No.
19724

In Re Application Of: Vincent Jemelin

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/575,981	April 17, 2006	Walter Aughenbaugh	23389	1782	8604

Invention: CYCLIC OLEFIN COPOLYMER EXTERNAL CAPSULE FOR PRESERVING MEDICAL DEVICE

COMMISSIONER FOR PATENTS:

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of April 14, 2010 in the above-identified application.

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated April 14, 2010 finally rejecting Claim(s) 10, 11 and 18

Applicant(s) hereby request(s) an extension of time of (check desired time period):

☐ One month ☐ Two months ☒ Three months * ☐ Four months ☐ Five months

from: July 14, 2010 until: October 14, 2010
Date Date

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

Fee for Notice of Appeal: \$540.00

Fee for Extension of Time: \$980.00 * *1 month extension of time*
(\$130.00) paid on July 30, 2010

TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: \$1,520.00

The fee for the Notice of Appeal and extension of time is to be paid as follows:

- ☐ A check in the amount of _____ for the Notice of Appeal and extension of time is enclosed.
- ☒ Please charge Deposit Account No. _____ in the amount of **\$1,520.00**
- ☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **191013**
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. _____
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No.
19724

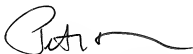
In Re Application Of: **Vincent Jemelin**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/575,981	April 17, 2006	Walter Aughenbaugh	23389	1782	8604

Invention: **CYCLIC OLEFIN COPOLYMER EXTERNAL CAPSULE FOR PRESERVING MEDICAL DEVICE**

TO THE COMMISSIONER FOR PATENTS:

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:



Signature

Dated: **October 14, 2010**

Peter I. Bernstein
Registration No. 43,497
SCULLY, SCOTT, MURPHY & PRESSER, P.C.
400 Garden City Plaza, Suite 300
Garden City, NY 11530
516-742-4343 Telephone
516-742-4366 Fax

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax no. _____) on _____	
(Date)	
Signature	
Typed or Printed Name of Person Signing Certificate	

***This certificate may only be used if paying by deposit account.**

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a) on _____	
(Date)	
Signature of Person Mailing Correspondence	
Typed or Printed Name of Person Mailing Correspondence	

CC:

PIB/HC/ech